

PURGING THIS ENROLLMENT.

500 TO 1,000 NAMES TO COME OFF, REPUBLICAN LEADER SAYS.

Mandamus Proceedings to Remove the Names of One Dead Man and Three Men Who Say Their Signatures Were Forged—Notary's Signature Forged.

In asking for a mandamus directing that the names appearing as those enrolled in the Seventeenth Assembly District be stricken from the rolls by the Board of Elections, Franklin B. Miller, Republican leader of the district, makes notable allegations of fraud. The names he wants taken from the rolls are: William Gibson of 330 West Twelfth street, said to have been dead when enrolled; James G. McCarthy of 508 Hudson street, said to be a resident of the district; and George Kopp of 811 West Twelfth street, said to be a resident of the district. Miller, counsel for Mr. Miller, says that this action is but the beginning of an effort which he will make to have from 500 to 1,000 names stricken from the primary rolls of the district, all of which, he declares, were put there by fraud. There are three notices concerned in the case and two of them, Cromwell W. Macey and John E. Miller, are the names of the persons who are the subjects of the mandamus proceedings. The third notice, Benjamin Berning, is the attorney-general for certification to enrollment blanks alleged to be fraudulent.

Miller avers that although Gibson died on March 9, last, a certificate for enrollment was filed with the Board of Elections purporting to have been signed and acknowledged before Eli Sobel, a notary public on May 20. Miller further states that the true residence of said William Gibson, prior to the time of his death, was 330 West Twelfth street, and the residence stated in the enrollment certificate was 330 West Twelfth street, the residence of said William Gibson.

Miller declares that the signature of Gibson to the paper is a forgery. He also has the affidavit of the undertaker who buried Gibson, to the effect that Gibson was in his grave on March 10, 1901. James G. McCarthy of 508 Hudson street avers that he did not sign the certificate which bears his name. He asserts that the one of the same name who is on the rolls with him and he consents that his name be stricken from the rolls.

The certificate of McCarthy purported to have been acknowledged before Mary J. Platt for State Comptroller and Thomas P. Platt for Clerk of the Court of Appeals. Chairman Goldborough started the party enthusiasm in his opening speech. The platform endorsed the McKinley Administration and the policy as pursued in China and the new dependencies. It severely arraigned the administration of the Democratic party in the State. Gorman, the State leader, and Rain, the city leader, are scored. In this platform declares: "The Republican party compelled officials of the Gorman-Rain administration to disgorge public moneys and collected public dues from long-extended corporations. The Republican party compromised the unconstitutionality of the election law shall be repealed, so that every male citizen in Maryland, having the qualifications prescribed by the Constitution, shall have the right of suffrage."

Then follows a promise to enact several reform measures and an endeavor to defeat Tammany in the coming year. The platform concludes with a condemnation of the present oyster law. In conclusion the platform bids hard at Senator Gorman.

"We appeal to all good citizens to unite in defeating the selfish political bosses in their conspiracy, begun with extra money to perpetuate their power and methods, by one-sided elections, and to thwart the first purpose of that conspiracy by defeating the election to the United States Senate of the Democratic leader who dictated the disfranchising election law to a servile Assembly."

If we succeed, we will defeat the election to the United States Senate of a man whose views on tariff and finance fluctuate with political exigencies, who is stable only in unvarying control of the Democratic party machine. It was more charged, "will forever destroy the power of that Democratic city boss (Rain), who, beyond the average span of human life, has made legislation and controlled Baltimore politics for revenue only."

The speech of the day was made by former Attorney General Githrie, who in nominating Mr. Platt went for Gorman, he handed. He called him the father of compromises and the author of the compromise tariff and financial measures recking with party infamy and dishonor."

Taylor after Sharkey's scalp Fight for Leadership of Kings 10th Assembly District Opens in Earnest.

The fight between Naval Officer Robert A. Sharkey and Assistant Postmaster William J. Taylor for control of the Republican organization in the Sixteenth Assembly District in Brooklyn is on in earnest, the recent efforts to patch up an agreement having failed.

Mr. Taylor issued a long statement yesterday warning Mr. Sharkey for selfish political management and the expenditure of large sums of money in carrying primary elections. This is a part of Mr. Taylor's indictment:

"It will show that every male member of Mr. Sharkey's family is a public official and that their combined salary drawn from the public amounts to more than \$10,000 per year, and that not one of them was ever appointed from a civil service list, their appointment being secured by the influence of Mr. Sharkey's executive member of the old Twenty-fifth ward or Sixteenth Assembly District."

At the last primary Mr. Sharkey pulled through by a majority of only 40 in a vote of over 2,000. This year the Taylor forces are confident that they will beat him.

CHEROKEE CLUBS OUTING.

Two Thousand Tammany Men Turn Out for the Picnic.

The Cherokee Club, the Tammany organization of the Twenty-eighth Assembly District, held its annual outing and games at Witzel's Point View Grove, College Point, yesterday. Games occupied the attention of the boys in the afternoon, until they were compelled to seek shelter from the rain, after which they had a supper. About two thousand persons attended the outing. Senator Featherston, the leader of the district, Lawrence Delmonico, ex-Sheriff Tom Dunn, Tax Commissioner Shepley and Alderman John T. McCall were among those who attended.

RUSSIAN OFFICERS' SUICIDE.

In Disgrace for the Blagoveshchensk Massacre, Gen. Gribovski Killed Himself.

VICTORIA, B. C., Aug. 6.—According to news received from the Orient by the steamer Queen Adelaide, Gen. Gribovski, the Military Governor of Blagoveshchensk, committed suicide recently as he was approaching the above city on his return from St. Petersburg.

Gen. Gribovski was in charge of Blagoveshchensk in August, 1900, when that city was attacked by the Chinese. He was killed in the fighting, and his body was found in the city of a large body of peaceable Chinese was regarded by the Russians as a grave peril and instructions were asked from St. Petersburg. The now historic telegram: "Piling Chinese across Amur," was wired from St. Petersburg, and during the temporary absence of Gen. Gribovski the message was literally interpreted by the Chief of Police, who ordered the Chinese to be shot. The Chinese, men, women and children, to the number of nearly 5,000, and literally flung them into the water. None of the Chinese escaped.

Gen. Gribovski was subsequently recalled to St. Petersburg to explain the matter, and there is reason to believe that he was returning to Blagoveshchensk in disgrace and so decided to take his own life.

DETECTIVE ARRESTED IN COURT.

Tables Turned on Him by the Woman He Accused of Disorderly Conduct.

Ernest J. Bragazzo, a private detective, who on Monday night made Camille Connel, a Frenchwoman, accompany him to the Tenderloin police station, where he charged her with associating him in the street, was himself arrested when he appeared in Jefferson Market police court yesterday to prosecute the woman.

Upon the application of the woman's counsel, Magistrate Mayo ordered that a complaint be taken and a warrant issue for Bragazzo upon Mrs. Connel's charge of disorderly conduct. It was alleged that Bragazzo accompanied her on the street while she was on her way to a drug store and that he forced her to go with him to the Tenderloin police station, representing to her that he was a detective and had never before been arrested in the court room and his examination and the woman's went on at the same time.

She had her husband in court to testify that she was a respectable married woman. Detective Higgins, who has arrested hundreds of the women of the streets in the Tenderloin, testified that he had never before seen Bragazzo and that he was acting in a suspicious or disorderly manner, and Policeman Foley, who sees to the formal arraignment of all prisoners, swore that he had never seen Mrs. Connel in court.

Bragazzo was submitted to a sharp cross-examination. He was asked about the trouble he got into three months ago at the Waldorf. He explained that he was shadowing her to get evidence to use in a divorce suit.

Who employs you? asked Magistrate Mayo.

"A detective in West Thirty-first street," answered Bragazzo. "He gets all the big divorces and he gets the big money from the Imperial and the other hotels."

The examination was continued until today to allow Bragazzo time to summon witnesses. Bragazzo was married on July 27 to Pearl Colby at the Little Church Around the Corner.

SHEVLIN AND MCCARTY THREATEN Criminal Action if Blind Pool Contract Be Brought Into Bankruptcy Case.

Charles H. Hyde, counsel for James Shevlin, and former State Senator John McCarty, who are said to have signed a blind speculation pool agreement with G. Edward Gray and Thomas M. Nevins, said yesterday that criminal proceedings would be begun by his clients in case the alleged contract as to this pool was introduced in the bankruptcy proceedings before Judge Thomas Shevlin and McCarty have declared their signatures to the contract to be a forgery.

Counsel Epstein for Gray says that just as soon as the signatures of the two Brooklyn politicians on the contract are disputed he will call experts in handwriting. He has, it seems, already submitted the signatures to expert Kinsley, who gave testimony as to McCarty's signature in the case of the Gray and Nevins. "It will be peculiar if Shevlin and McCarty do not take criminal proceedings if their signatures are forged," observed Mr. Epstein.

"Nevins now says that I signed the contract without looking at it," said McCarty. "I would say to you that I never saw it, and I do not know what I did not know what I was signing when I was supposed to sign this contract, for I certainly would not go into any agreement."

As to bringing criminal proceedings, McCarty said there was no use doing so until the contract was introduced. He has suggested that the Gray and Nevins, Augustus Van Wyck to act with Lawyer Hyde as his counsel.

TO FIGHT LEADER HOLAHAN.

Max Steiner Will Enter Lists Against Wandering Boy's Father.

It was announced yesterday that Max Steiner, a lawyer of 330 East Fifty-seventh street, would make a contest in the Twenty-fourth Assembly District and attempt to take the Tammany leadership of the district away from Maurice F. Holahan, President of the Board of Public Improvements, which is soon to be abolished. It was said that Steiner relies for help on the Hon. Richard Croker of Wantage, England, Tammany's absentee landlord.

According to the story told at the "Tappers and Tappers" Club, as the Hon. Tim Taylor has been very much put out when he heard that his own vice hunters had captured one of his lieutenants in a raid on an underground gambling house, he was more enraged when he learned that Mr. Holahan, the victim, had "made the organization ridiculous" by saying that he had gone into politics to get rid of the Tammany machine. Mr. Holahan is strong in his own district and will be able to make a sturdy fight.

Neustadt to Run Against Stiebling.

At the meeting of the Stalwart Republican Club of the Twelfth Assembly District last evening it was decided to put up as the candidate of the club for the leadership of the district against John Stiebling, the only Republican brewer collector in the city. North Pfeffer, who is taking the part in the fight, after the meeting that the enrollment of men in the club was going on with a rush and that he expects to win the fight.

Tammany Men Making for the Springs.

Daniel F. McMahon, chairman of the Tammany Executive Committee, and a lot of other Tammany men will go up to Saratoga to-day and take the waters.

Seventh Avenue to Have Fast Service.

President Vreeland of the Metropolitan Street Railway said yesterday that the under-trolley cars will be in service on the Seventh avenue line within a few days. The new cars will have terminals at South Ferry, and at the Cortlandt, Dearbroses and Christopher street ferries. It will be one of the fastest service lines operated in the city.

ENGEL'S IT, NOT PORGES, SEEK

NO TESTIMONIALS GO IN DE ATE UNLESS MARTIN'S IN.

What Was to Have Been the Alderman's Fortunate Turn, Thanks of the Grateful Pushcart Men Turn Out to Be the Comedian's With the Same Thanks.

It was announced yesterday by friends of Alderman Max Porges of "de Ate" that if Engel, who has been the subject of the petition in the district and try and beat Engel at the next succeeding primaries. At the last meeting of the organization held last Friday night Porges was publicly humiliated by Engel in a way that has caused much laughter all over the district.

Some time ago storekeepers in Grand street complained about the pushcarts that were permitted to stand in front of their stores to the great detriment of the business, and Cape Walsh of the Bridge street station drove the pushcart men away. The pedlars appealed to Porges and he succeeded in obtaining permission for them to stand in Grand street between Orchard and Ridge streets. The pedlars were grateful and appointed a committee to present him with a suitable testimonial. They drew up an elaborate set of resolutions which they arranged to have engraved and put in a gilt frame together with a coronet like the one which was presented to him last Friday night. Porges was told to be ready with a speech. The presentation was to be made by Congressman Goldfogle.

Early last week Porges was told that this wouldn't do at all and that if Porges and not Engel got the testimonial, the pushcarts might be driven off Grand street again. The pushcart men were warned and agreed to alter their plans for the presentation. It took place last Friday night. The Hon. Martin Engel sat in a front seat on the stage and Porges sat on the pedlars' benches. The testimonial was a red cloth was brought in and set on the stage. Congressman Goldfogle in an eloquent speech eulogized Engel as a man of the people and the friend of the pushcart men. When the cloth was removed from the frame a life-size likeness of Engel was disclosed, underneath of which were engraved resolutions thanking him for his services in behalf of the pushcart men. The pedlars rent the air with their cheers. Engel bowed and thanked the pedlars and nine speeches extolling Engel were made. Down in the crowd the pushcart men Porges a set of resolutions, typewritten on ordinary writing paper, thanking him for his assistance and signed by the pushcart men's committee. They were thrust into his pocket and hurried out of the room.

"I done the work," said Porges yesterday, "and Engel grabbed the credit."

SUPT. ADAMS SURRENDERS.

Western Union Official Pleads Not Guilty Heptagon Given Green Men.

Charles P. Adams, superintendent of the Western Union Telegraph Company's service along the Jersey Central Railroad, who could not be found on Monday by a Jersey City detective with a warrant charging him with aiding green goods swindlers, surrendered himself at police headquarters yesterday morning. He was accompanied by Lawyer Walter McDermott. Adams was arraigned before Police Justice Hoos and waived his right to a trial. The Grand Jury was released in \$1,000 bail, Adam Steep becoming his surety.

Alfred Kaiser, the telephone operator at the Claremont station, who refused to tell the police to whom telegrams from "come-ons" had been delivered, referring the cops to Supt. Adams for information, was next arraigned, after spending eighteen hours in custody. He was released on \$1,000 bail and requested an immediate hearing. He changed his mind after talking to Mr. McDermott, saying that he would also waive examination. Before the proceedings in court Mr. Adams surprised Kaiser by telling him that he was not employed by the Western Union, but by the Central Railroad.

Chief of Police Murphy, who caused the arrest of the men after they refused to assist in furnishing information concerning the identity of the swindlers, used the Western Union lines in negotiating with intended victims, says he is satisfied that Kaiser got his instructions to keep money from the swindlers and to refer the cops to Supt. Adams for information. He smiled at the idea that the operator was responsible to the railroad company. Kaiser was taken back to the city jail and his manager for the Western Union in Jersey City.

Kaiser made a statement to Chief Murphy in which he referred to the arrest of a man named Kelly in Hazelton, Pa., for an alleged green goods scheme. This was a lie, says the Chief and he immediately made use of the tip by telegraphing for information. He received a dispatch from the Western Union saying that the Hazelton prisoner, Kelly, was picked up ten days ago, had given the name of William A. Gray. This is the name used by the green goods man who arrested Rufus in Jersey City.

Chief Murphy was equally positive that the Western Union wires only in case he wanted to do business. Minot turned all the letters and circulars over to Chief Murphy.

Yesterday the chief received a letter from Minot in which he said that he is fearful that the green goods swindlers will get even with him by burning his farm buildings. The chief wrote to the farmer that there was no occasion to worry and he consulted him on the assistance which he had given the police.

Post Office Inspector Cortelyou left Jersey City for Hazelton yesterday to learn what the man of Gray's name had given him. He told Chief Murphy that many complaints had been received by the Post Office Department of the transactions made through the telegraphic wire. Mr. Cortelyou said that complaints had also been made that the swindlers were using the Western Union lines to receive money from their victims. Chief Murphy assured a Sun reporter last night that he believes he has a good case against the Western Union's employees, and he was equally positive that the green goods fraternity will steer clear of Jersey City in the future.

BISHOP OF NEW DIOCESE.

Vicar-General Garvey of Pittston, Pa., to Go to Altoona.

PITTSBURGH, Pa., Aug. 6.—The Rt. Rev. E. A. Garvey, Vicar-General of the Scranton Diocese, Monsignor of the Papal Household, and pastor of St. John's parish here this afternoon received the official call from Rome appointing him Bishop of the newly created diocese of Altoona. The document was accompanied by no information in regard to the territory to be included in the new diocese, but the Monsignor says this is no doubt in the hands of Cardinal Gibbons. The vicar-general will take place in St. Peter's Cathedral, Scranton, in the early part of September, the date being set as early as possible in order that the new Bishop might assist in the arrangements for details in the formation of the diocese.

Bishop Garvey is one of the best-known clergymen of Pennsylvania. His name on three previous occasions has been suggested for Bishopric appointments in the State. During his two years' pastorate here he has accomplished the erection of two chapels in suburban portions of this parish and has been a hard worker for the temperance cause, inducing over 700 members of his parish to take the pledge.

BUNCOED LUMBER MEN.

Swindler Used Name of Reputable Co. and Did Lucrative Business.

By using the firm name of a reputable coal and lumber concern of Jersey City a swindler operating in Hoboken for the last month has persuaded a score of lumber dealers in Pennsylvania to send him as many carloads of lumber over the Erie Railroad. He has resided the lumber to builders on Long Island, securing quick sales by storing the stock at 20 per cent. less than the market price, and then failed to remit to the Pennsylvania dealers.

The fact that the lumber was obtainable in Hoboken for 80 per cent. of its market value was reported to Secretary E. F. Perry of the National Association of Wholesale Lumber Dealers, who began an investigation, aided by the Hoboken police and the Post Office authorities. From the address at which the swindler had his headquarters it was learned yesterday that he had disappeared several days ago when the local Post Office authorities stopped delivering his mail. The value of the stolen lumber is about \$10,000.

PROMOTIONS FOR FIVE SLEUTHS.

Police Commissioner Murphy stirred up the Detective Bureau yesterday by promoting five detectives to be sergeants and transferring nine detectives out of the bureau and assigning them to precincts to do patrol duty. The men who were promoted were Joseph Petrosino, Edward Hughes, Thomas Butler, William Duggan, and William Kinsler. Their salary was \$1,400 a year; they will now get \$2,000.

The men who were transferred and the precincts in which they will begin to "walk the street" at 8 o'clock this morning are: Alexander Chandler, Fifth street station; John Collins, West Thirty-seventh street station; Samuel B. Davis, West Forty-seventh street station; William H. Dunn, Delancey street; Charles Grave, Union Market; John J. Herlihy, East Twenty-ninth street; Joseph J. Kinsler, East Twenty-ninth street; William H. Dunn, Delancey street; Charles Grave, Union Market; John J. Herlihy, East Twenty-ninth street; Joseph J. Kinsler, East Twenty-ninth street.

Col. Murphy's action in promoting Petrosino and the other four detectives to the rank of sergeant was a surprise to those who are interested in seeing the men who do the actual work of the Detective Bureau get the rewards. Petrosino has a record for catching Italian murderers that is not equalled by that of any other detective in the country, and the Italian jails are filled with Italian criminals whom he has caught. The country and seat back there. Petrosino was a detective sergeant formerly, but was reduced by Capt. McCluskey when the latter had charge of the Detective Bureau.

The promotion of Detective "Eddie" Hughes was a popular move. He has been a member of the Detective Bureau for years, having been stenographer for Capt. McCluskey, and he now does the same work under Capt. Murphy. He is a clear-headed man, called upon to handle some ticklish questions, and is intimately acquainted with all the work of the bureau.

Col. Murphy said that the men had been promoted on their records. It is known that he has had Petrosino's promotion under advisement for some time. He has \$5,000 deposits for alleged negligence in connection with a note for \$1,500 which he left there for collection. The note was made by Walter B. Starbird (who died before it became due) to Mr. Howard's order, and was endorsed by Dr. Ira Van Giesen of the State Pathological Institute, whose odd manner of writing his signature has caused a long train of litigation, in the course of which the case has been twice before the Appellate Division.

All the experts in the bank read the signature as "Walter Giesen," but they could find no such name in the records, so they mailed the notice of the maturity of the note to Mr. Howard, and another, under separate cover, to Walter Giesen in care of Dr. Van Giesen, who was at the time in the hospital. Howard had left town and did not see the notices until some time after. Then he began suit before Justice Chase and a jury against Dr. Van Giesen, and the jury decided in his favor on the ground that the bank's interpretation of the signature was the natural one to any person except the bank.

Justice Chase set the verdict aside and ordered a new trial. William B. Ellison, counsel for Howard, appealed from the order, but it was sustained by the Appellate Division. The next trial of the case was before Justice Gildersleeve and a jury and the verdict was in favor of the defendant. Again Justice Ellison appealed, and this time the Appellate Division reversed the verdict and ordered a new trial. Justice Trux presided at this trial and the case was dismissed on the ground that the bank had not had notice of the maturity of the note.

The ground for the present suit against the bank is that it was negligent in not having the note presented in endeavor to find the indorser of the note. Howard alleges that at the time he left the note for collection he was attached to the card on which the name and address of Dr. Van Giesen were plainly written. The card is one of the exhibits in the case.

CARD HITS BREWERY TRUCK.

Upsets It and Hurts Three Men—Car Ran Away on Slippery Tracks.

A trolley car of the Seventh avenue line in Brooklyn bound for the South Ferry with over fifty passengers aboard, while going down the Atlantic avenue hill about 1 o'clock yesterday morning, bumped into a big brewery truck owned by the Howard Canning Company, upsetting it and severely injuring three persons.

The train made the tracks so slippery that John St. Clair, the motorman, found it impossible to stop the car and when the collision became inevitable, he jumped, leaving a fracture of the right arm and several bruises. The others injured were Andrew O'Reilly, 42 years old, of 3115 West Twenty-fourth street, the driver of the truck, who was killed by a steam locomotive, and a 20-year-old, of 8 State street, Brooklyn, his assistant. O'Reilly had his thighs and arms badly cut and bruised and received internal injuries. Powers escaped with a scalp wound and a bruised arm. The injured men were taken to the Long Island College Hospital.

MARIE GEORGE GETS A DIVORCE.

William Lester Brown, Actress's Husband, Made No Objections.

Marie George, who is playing in "The Strollers" at the Knickerbocker Theatre, and who in private life is Clara S. Brown, obtained a decree of absolute divorce against William Lester Brown from Justice Gildersleeve of the Supreme Court yesterday on the report of Marie H. Vogel as referee. The plaintiff resides at the Hotel St. Lorenz, at Seventy-second street and Lexington avenue.

Brown, who has to do with throwing light on stages, has not lived with his wife for two years. He married her on July 8, 1897. Howe & Hummer represented the plaintiff and John D. Hart appeared for the defendant. Brown had been living in this city with another woman passing as Mrs. Brown.

TO DECIDE WHO SHALL HAVE CUSTODY OF HIS SON—Accuses Wife of Infidelity.

Another argument was heard in the Supreme Court in Brooklyn yesterday in a habeas corpus proceeding in which George W. Lederer, the theatrical manager, seeks to gain possession of his five-year-old son Maitland from his wife, Adele Rice Lederer, who has begun a suit for separation. Mr. Lederer yesterday asked Justice Rich to appoint a referee to decide as to the custody of the boy, but decision was refused.

Stephen C. Baldwin opposed the appointment of a referee. He declared that while the separation suit is pending the proper action would be to appoint a referee to decide as to the custody of the child. Justice Rich replied that he would not go into that question until late in the afternoon, when he would appoint a referee and he agreed with Mr. Baldwin.

Justice Rich continued as to the mother being the natural custodian of a child of tender years, and he said that the father was not a reliable person, of course, that charged matters.

Lawyer Franklin Ben, who appeared for Mr. Lederer, said that his client was the boy's natural custodian under the law. Mrs. Lederer on her return from Europe had refused to go to the place provided for the child and he was removed from her care. She had, the lawyer declared, obtained possession of her son by fraud promising that she would return him to his father.

There was a traverse to the writ of habeas corpus filed. In it Mr. Lederer, while making no specific charges of infidelity, alleges that his wife has been untrue to her marriage vows. He says she has frequently been under the influence of liquor and could take care neither of herself nor of the boy.

BUNCOED LUMBER MEN.

Swindler Used Name of Reputable Co. and Did Lucrative Business.

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The fact that the lumber was obtainable in Hoboken for 80 per cent. of its market value was reported to Secretary E. F. Perry of the National Association of Wholesale Lumber Dealers, who began an investigation, aided by the Hoboken police and the Post Office authorities. From the address at which the swindler had his headquarters it was learned yesterday that he had disappeared several days ago when the local Post Office authorities stopped delivering his mail. The value of the stolen lumber is about \$10,000.

PLANT TO FORM A BRYAN PARTY.

FREE SILVERITES MEET IN KANSAS CITY NEXT MONTH.

Bad Split in the Democratic Party Certain, Says Populist Chairman Cook—Third Party in 1904 to Be Called Either the Commoner or Columbian.

KANSAS CITY, Mo., Aug. 6.—Local Free Silver enthusiasts are busy with preparations for the great convention to be held here Sept. 18, 19, and 20, to launch a new national party on lines purely Bryanite. All sorts of political malcontents are to be banded together in the new party, which is to be called either the Commoner party or the Columbian. The promoters have not quite determined which.

Chairman J. Cook of the Populist State Committee of Missouri was here to-day on this new party business. He said he had been asked to launch a party, to be called either the Commoner party or the Columbian. "We will unite all the middle-of-the-road Populists, the Fusion Populists, the Silver Republicans, the Public Ownership party in St. Louis, the Bryan Democrats, the Single Taxers and the Socialists. It is a certainty that there will be a bad split in the Democratic party. Our party will include those who will not submit to the domination of the Hill and Cleveland elements. By 1904 there will be three great parties. Mr. Cook said that among the speakers expected at the Kansas City convention were "Golden Rule" Jones of Toledo, Elwood Pomeroy of New York, John J. Lenta of Ohio and Marion Dutcher of North Carolina.

INDORSER SIGNED ILLEGIBLY.

"Ira Van Giesen" Looked Like "Walter Giesen"—Result, Much Litigation.

Robert S. Howard has begun suit against the Bank of the Metropolitan to recover \$5,000 deposits for alleged negligence in connection with a note for \$1,500 which he left there for collection. The note was made by Walter B. Starbird (who died before it became due) to Mr. Howard's order, and was endorsed by Dr. Ira Van Giesen of the State Pathological Institute, whose odd manner of writing his signature has caused a long train of litigation, in the course of which the case has been twice before the Appellate Division.

All the experts in the bank read the signature as "Walter Giesen," but they could find no such name in the records, so they mailed the notice of the maturity of the note to Mr. Howard, and another, under separate cover, to Walter Giesen in care of Dr. Van Giesen, who was at the time in the hospital. Howard had left town and did not see the notices until some time after. Then he began suit before Justice Chase and a jury against Dr. Van Giesen, and the jury decided in his favor on the ground that the bank's interpretation of the signature was the natural one to any person except the bank.

MURDERED HIS FORMER PAL.

Auerbach's Revenge for Being Thumped in an East Side Park.

Charles Auerbach, 19 years old, of 315 East Third street, shot and killed Louis Joseph, or Tammany Hall, as he was known on the East Side, early yesterday morning. The two were formerly friends and, being clever with their fists, frequently sparred together before various athletic and sporting clubs. That was before the repeal of the Horton law. Since that time they have had no regular business. In fact, according to the police, they have been engaged in rather irregular business, and it was a dispute over the spoils that caused bad blood between them.

Monday evening Joseph was entertaining several friends with a bag-punching exhibition in Hamilton Fish Park. Auerbach, purposely missing the bag, let drive at his tormentor's face and knocked him down. Joseph's friends jumped on Auerbach and did their part.

Auerbach managed to scramble to his feet and took it on the run toward the Union Market station. "I've been done rough," he said to Detective Sheridan and Milley, who were sitting on the station house steps. "It is up to you to get me out of here."

But there wasn't any one in sight to arrest and the detectives advised Auerbach to go home. Shortly after midnight the detectives heard a pistol shot and hurried toward East Houston street. In front of 301 they found a big crowd surrounding Louis Joseph, who lay on the ground with a bullet in the mouth. No one could or would tell who had done the shooting. Later the police caught two pals of Auerbach, Smith and Sam Frank, who were with him at the time of the shooting. Three hours later Auerbach was arrested in his room. He admitted the shooting. He said that after leaving the police station he had gone over to Avenue B and borrowed a revolver from some one. He was shooting he bed toward Avenue B and saved the revolver to some one.

Auerbach did not know that Joseph was dead until he reached the police station. On the way to his cell he saw the body lying on a stretcher.

"Umph," he said; "he's dead, ain't he?" Smith and Frank had already been locked up as witnesses. Smith had a mouth organ with him and endeavored to place with ragtime airs during the rest of the night.

Coroner Baugh remanded Auerbach to the Tombs after an examination yesterday morning.

RAIN ON FRANSIOLI'S LAW BOOKS.

He Just Saved Them From the Corporation Yard and Got a Roof Over Them.

Until yesterday afternoon the furniture, law books and legal documents of Augustus C. Fransioli, who was dispossessed from his offices at 75 Liberty street on Monday evening, remained on the sidewalk in the rain. Some half dozen or more piles of briefs and documents were reduced almost to pulp. Somebody covered the law books with paper.

Mr. Fransioli, who has been in practice in this city for a score of years, has been wrongly described as the father of W. J. Fransioli, former manager of the Manhattan elevated railroad, which he is not. He had found troubles yesterday following his removal from his offices. He was in the Morton Building in Nassau street, and got a furniture mover around just in time to save his goods from the current of rain, which was pouring down like a flood of goods got to the Morton Building the agent of the property refused to allow Mr. Fransioli to rent in advance of the move. He was not prepared to do, and he stored his goods in the rooms of a Liberty street auctioneer.

At the office of O. G. Bennett, agent for 75 Liberty street, it was stated that the dispossessed writ was served on Mr. Fransioli by a messenger named James J. O'Connell, who failed to pay his rent. Mr. Fransioli said that he had been sick nearly two months and unable to attend to his business. In consequence he had been unable to collect money due to him. He added that clients owed him several thousands of dollars, and that despite any temporary embarrassment he had objected to paying rent in advance.

NO PATENT ISLAND PLATFORMS.